**TITLE 6 PRIMARY AND SECONDARY EDUCATION**

**CHAPTER 30 EDUCATIONAL STANDARDS – GENERAL REQUIREMENTS**

**PART 14 PARENT AND FAMILY BILL OF RIGHTS**

**6.30.14.1 ISSUING AGENCY:** Public Education Department, herein after the department.

[6.30.14.1 NMAC - N, 2/27/2019]

**6.30.14.2 SCOPE:** This rule shall apply to all public schools in New Mexico.

[6.30.14.2 NMAC – N, 2/27/2019]

**6.30.14.3 STATUTORY AUTHORITY:** Sections 22-1-1.1, 22-2-2, 22-5-15, and 22-2C-11 NMSA 1978.

[6.30.14.3 NMAC – N, 2/27/2019]

**6.30.14.4 DURATION:** Permanent.

[6.30.14.4 NMAC - N, 2/27/2019]

**6.30.14.5 EFFECTIVE DATE:** February 27, 2019, unless a later date is cited at the end of a section.

[6.30.14.5 NMAC - N, 2/27/2019]

**6.30.14.6 OBJECTIVE:** The objective of this rule is to establish criteria for parent and family rights as they relate to districts and schools.

[6.30.14.6 NMAC - N, 2/27/2019]

**6.30.14.7 DEFINITIONS:**

**A. “Individual student report”** means the report that indicates a student’s performance on the required state assessment using scale scores, performance levels, and performance indicators.

**B. “Local education agency”** or **“LEA”** means a school district or state-chartered charter school. **C. “Statewide assessment”** means the collection of instruments administered annually that assess student academic performance and students’ progress toward meeting New Mexico content standards in kindergarten through grade 12.

**D.** **“Family engagement”** means parent, teacher, school and district leader collaboration to drive student learning and achievement.

[6.30.14.7 NMAC - N, 2/27/2019]

**6.30.14.8 PARENT AND FAMILY RIGHTS**

**A.** The department finds:

**(1)** engagement and support of families in the education of children is an integral part of improving academic achievement and ensuring college and career readiness;

**(2)** access to student academic information encourages greater family engagement;

**(3)** parent and family voice strengthens school communities and policies.

**B.** Parents of public school children shall have all of the following rights:

**(1)** **Community.** Schools shall implement activities that seek to create a welcoming environment that is family-friendly and reflective of the culture and languages of the community.

**(2)** **Safety**. Parents, families, and students shall receive information that is not otherwise confidential, regarding their school safety plans and other policies and procedures.

**(3)** **Communication and scheduling**. Prior to the beginning of the school year, schools shall provide information to parents and families through any combination of phone calls, letters, welcome back events, emails or home visits. Information to be provided shall include, but is not limited to:

**(a)** opportunities for families to engage and be involved in during or after school activities;

**(b)** contact information for the school administration and teacher;

**(c)** school and attendance policies; and

**(d)** the school calendar.

**(4)** **Conferences.** Districts and schools shall make efforts to provide flexible scheduling for parent-teacher conferences with alternative methods of communication. Parent-teacher conferences shall include review state assessment data in addition to course grades.

**(5) Academic guidance**. Schools shall offer families various methods and strategies that may help improve their children’s academic success or to assist their children in learning at home.

(**6)** **Academic updates**. During the school year, teachers shall communicate with parents and families regarding their student’s performance as it compares to overall grade level learning goals and college and career readiness. Such communications shall occur on a quarterly basis, at a minimum. Information shall include, but is not limited to, the following:

**(a)** mastery of grade-level standards and benchmarks;

**(b)** performance on formative assessments;

**(c)** qualitative data based on teacher observation; and

**(d)** examples of student work compared to exemplars, on select assignments.

(**7) Academic performance.** Parents and families shall be provided student results on required statewide assessments, and shall be provided with their individual student reports no later than 30 days following receipt by LEAs.

**(8)** **Wrap-around services.** Schools shall provide, and notify parents about, mental health resources, social-emotional learning opportunities, and before and after school programs that may be available, including individualized information and resources detailing specific supports that address academic and social-emotional development of their student.

**(9)** **Transparency in governance.** District and school websites shall provide information, including district budget and school board meeting notices, agendas, and meeting minutes as required by the Open Meetings Act. School boards shall provide opportunities for families and parents to engage in new policies, changes to policies and budget issues.

**(10)** **Transparency in school performance.** Parents and families shall have access to an online tool with school performance information, including a single summative rating capturing each school’s performance, in a family- friendly format that is easy to understand and offers an option to compare schools both nearby and New Mexico. Parents and families shall have the right to transfer their child from a perennially-failing or low-performing school to a higher-performing school without incurring any personal financial cost, in accordance with state statute.

[6.30.14.8 NMAC - N, 2/27/2019]

**History of 6.30.14 NMAC: [RESERVED]**